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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
FRESNO DIVISION**

NATURAL RESOURCES DEFENSE )  
COUNCIL, et al., )

Plaintiffs, )  
v. )

DIRK KEMPTHORNE et al., )  
Defendants. )

SAN LUIS & DELTA MENDOTA )  
WATER AUTHORITY, et. al. )

Defendant-Intervenors )  
\_\_\_\_\_ )

Case No.: 05-CV-01207 (OWW) (LJO)

**Federal Defendants' Status Report on the  
Progress of the Biological Opinion**

The Court's Interim Remedial Order Following Summary Judgment and Evidentiary Hearing directs the United States Fish and Wildlife Service to "provide the court and the parties a status report on the progress on the Biological Opinion" on April 30, 2008. Docket No. 560 (Dec. 14, 2007), ¶ I.G. In compliance with that obligation, the Federal Defendants submit the Declaration of Susan K. Moore, Field Supervisor for the Sacramento Fish and Wildlife Office, Region 8, United States Fish and Wildlife Service (attached to this status report as Exhibit 1). The Federal Defendants will submit a further status report on the progress of the remanded

1 biological opinion after the completion and review of the final biological assessment.

2 Respectfully submitted this April 30, 2008,

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4 RONALD J. TENPAS, Assistant Attorney General  
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5 /s/ James A. Maysonett

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